

4 December 1981

MEMORANDUM FOR: Director of Central Intelligence

FROM: Chief, Interdepartmental Affairs Staff, OPP

SUBJECT: FOIA Testimony ☐

1. You are scheduled to testify at 1400 hours on 9 December before the Senate Judiciary Subcommittee on the Constitution. Although it is billed as a subcommittee hearing, we have been advised that the full committee has been invited to attend. You are scheduled to testify first followed by Judge Webster. ☐

2. As you recall, I provided you earlier the material used by Admiral Inman in his 24 November appearance before the SSCI. Your session, as was his, will be closed, thereby permitting the sharing of some sensitive information. Despite this fact, I mentioned to you the concern expressed by SSCI Staff Director Rob Simmons regarding the discussion of sensitive information with the Judiciary Subcommittee. Per your request, he sent over a short note outlining his concern (attached). Essentially, Rob's point is that unlike the oversight committees, other committees have not been educated and sensitized to the need to protect sensitive sources and methods. He specifically cautions against getting into the impact of FOIA on ☐

3. ☐ and I believe that Rob has raised a valid point. ☐

☐ I suggest, therefore, that you focus on two basic points: (1) the negative impact of FOIA on our liaison relationships (per Admiral Inman's talking points and the DDO green book); and (2) the misleading conclusions drawn from released sanitized material. Per your request, I have included some additional material from DDO and OGC. ☐

4. Please let me know if there is anything else I can provide. You mentioned that your preference is to speak without a prepared statement and to provide some examples. I hope that you have enough to work with. ☐

Note: ☐ is prepared to join you if you wish. ☐

cc: DDCI (w/o att)
D/OPP (w/o att)
GC (w/o att)
C/EAS/OPP (w/o att)